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PTO/SB/61 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)  
C98-035

First named inventor: Silver

Group Art Unit: 2741

Application Number: 09/114,335

Examiner: Not yet assigned

Filed: 7/13/1998

Title: METHOD FOR FAST, ROBUST, MULTI-DIMENSIONAL PATTERN RECOGNITION

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

**1. Petition fee**

☐ small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(l)). Applicant claims small entity status.  
See 37 CFR 1.27.

☒ other than small entity - fee \$ \$110.00 (37 CFR 1.17(l)).

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in  
the form of Response to notice of missing parts (identify the type of reply):

- ☐ has been filed previously on \_\_\_\_\_  
☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_  
☐ is enclosed herewith.

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JAN 28 2002  
OFFICE OF PETITIONS

09114335  
032357  
0000138  
110.00  
Adjustment date: 04/23/2003  
01/28/2002 GTEFFERA 00000138 032357 110.00  
02 FC:140

[Page 1 of 3]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comment on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

01/28/2002 GTEFFERA 00000138 032357 09114335

01 FC:105 130.00 CH

01/28/2002 GTEFFERA 00000138 09114335

02 FC:140 110.00 CH

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**3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_\_ for a small entity of \$\_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

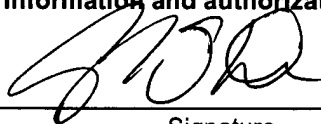
4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

12-3-2001

Date

Telephone  
Number: (508) 650-3108



Signature

Arthur J. O'Dea

42952

Typed or printed name

Cognex Corporation  
One Vision Drive  
Natick, MA 01760

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unavoidable delay

☐ \_\_\_\_\_

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**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

12/3/01

Date



Signature

Cheryl Sloane

Typed or printed name of person signing certificate

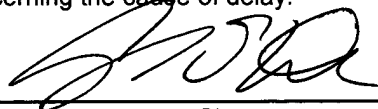
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NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

12-3-2001

Date



Signature

Arthur J. O'Dea

42,952

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

The Applicant did not receive the notice of missing parts that was mailed on August 5, 1998. Enclosed is a listing of the the department mail log that for the period of time that an acknowledgement of a mailing would have been entered.

A timely response to the notice of missing parts would have been made if the Applicant actually received the notice.

When the Applicant received a notice of abandonment, several attempts were made to revive the application without resorting to the filing of this petition. Please refer to the enclosed document containing a detailed reason for the delay in the filing of this petition.

In view of the above remarks, the Applicant's delay in filing the required reply was unavoidable, since the Applicant did not receive the original notice of missing parts.

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*(Please attach additional sheets if additional space is necessary)*